

## **RESOLUTION 2015-53**

### **RESOLUTION ON ANNEXATION OF MAKO AND LIPPOLD PROPERTIES**

WHEREAS, MAKO Enterprises has filed a Petition for Annexation with the City of Sturgis in May of 2015; and

WHEREAS, said Petition had been executed by more than  $\frac{3}{4}$  of the registered voters and more than  $\frac{3}{4}$  of the owners of the value of the territory sought to be annexed to the City of Sturgis; and

WHEREAS, said real property was annexed by resolution 2015-38 of the City Council the City of Sturgis on June 1, 2015; and

WHEREAS, the City of Sturgis received correspondence from the Meade County Board of Commissioners claiming that portions of the land annexed with the passage of Resolution 2015-38 contained unplatted property and was contiguous to the City of Sturgis; and,

WHEREAS, the land annexed through the adoption of Resolution 2015-38 was contiguous to the contemporary boundaries of the City of Sturgis based upon an earlier Council Resolution approving the annexation of property owned by Meade School District 46-1 which included the High School and approving the annexation of the Lagoon Property owned by the City of Sturgis, all in accordance to SDCL 9-4-11 through the process described below; and,

WHEREAS, the City of Sturgis received a petition requesting voluntary annexation from the Meade School District 46-1 and that the annexation was subsequently approved by the City of Sturgis with the passage of Resolution 2015-16 on February 12, 2015; and,

WHEREAS, the City of Sturgis further adopted Resolution 2015-17 which authorized the immediate filing of the Resolution of Annexation of the Meade School District property and that a map of such territory, together with a copy of the resolution, was filed with and recorded by the Register of Deeds on February 18, 2015 in Book 855 Page 1660-1662 in accordance to SDCL 9-4-11; and,

WHEREAS, the City of Sturgis completed a petition requesting voluntary annexation of the City of Sturgis Lagoons and that the annexation was subsequently approved by the City of Sturgis with the passage of Resolution 2015-19 on February 17, 2015 and that a map of such territory, together with a copy of the resolution was filed with and recorded by the Register of Deeds on February 23, 2015 in Book 855 Page 1687-1689 in accordance to SDCL 9-4-11; and,

WHEREAS, the City of Sturgis desires to work cooperatively with the Meade County Commission regarding its concerns about the boundaries of the City of Sturgis; and,

WHEREAS, the City of Sturgis believes the best approach to accomplish such cooperation is to adopt a comprehensive annexation resolution to address the concerns raised by the County Commission in its letter of June 10, 2015; and,

WHEREAS, the City of Sturgis desires to provide services requested by land owners who have previously submitted petitions desiring to annex into the City of Sturgis.

NOW THEREFORE BE IT RESOLVED, that this Resolution of Annexation 2015-53 regarding newly annexed property shall become effective upon filing on June 23, 2015 pursuant to SDCL 9-4-11, for the following described property:

1. That portion of Tract 37, as shown in Plat Book 23 Page 65, north of South Dakota Highway 34, excepting that portion included in Lot SCL-1, as shown in Plat Book 20 at Pages 216-217; and
2. Lot SCL-1, as shown in Plat Book 20, at Pages 216-217; and
3. Lots C and D of Glencoe Subdivision, as shown in Plat Book 20 at Pages 279-280; and
4. That portion of Glencoe Drive platted and Adjacent to Lot D of Glencoe Subdivision, as shown in Plat Book 20 at Pages 279-280; and

BE IT FURTHER RESOLVED AND REAFFIRMED that the adoption of Resolution 2015-16 by the Sturgis City Council remains in full force and effect, and

BE IT FURTHER RESOLVED AND REAFFIRMED that the adoption of Resolution 2015-17 by the Sturgis City Council remains in full force and effect, and

BE IT FURTHER RESOLVED AND REAFFIRMED that the adoption of Resolution 2015-19 by the Sturgis City Council remains in full force and effect, and

Dated this 22<sup>nd</sup> day of June 2015.

CITY OF STURGIS

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Mayor Mark Carstensen

Dated this 22<sup>nd</sup> day of June 2015.

ATTEST:

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Finance Officer-Fay Bueno